

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
Southern Division

HARVEST BANK OF MARYLAND

Plaintiff,

v.

COUNTRYWIDE HOME LOANS, INC.

Countrywide.

\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*  
\*

CIVIL ACTION NO.: 8:09-cv-00176-RWT

\* \* \* \* \*

**DEFENDANT'S MOTION TO EXCLUDE EXPERT TESTIMONY**

Defendant, Countrywide Home Loans, Inc., by its attorneys, moves to exclude all expert testimony of Terry Mendenhall, for purposes of summary judgment or trial, under Federal Rule of Evidence 702. The grounds for Defendant's motion are contained in the Memorandum of Law attached hereto and incorporated herein.

WHEREFORE, Defendant requests that the Court exclude all testimony of Mr. Mendenhall, for purposes of summary judgment or trial, and grant such other and further relief as it deems appropriate.

Respectfully submitted,

/s/ Robert A. Scott

Robert A. Scott (Fed Bar # 024613)

Glenn A. Cline (Fed. Bar #26672)

Ballard Spahr LLP

300 East Lombard Street, 18<sup>th</sup> Floor

Baltimore, Maryland 21202

(410) 528-5600

*Attorneys for Defendant*

OF COUNSEL:

Martin C. Bryce, Jr., Esquire

Ballard Spahr LLP

1735 Market Street, 51<sup>st</sup> Floor

Philadelphia, PA 19103-7599

Telephone: 215-665-8500

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY, that on this 9<sup>th</sup> day of February, 2011, a true and correct copy of the foregoing Defendant's Motion to Exclude Expert Testimony and Memorandum in support thereof were filed and served on all counsel of record electronically using the Court's ECF filing system.

/s/ Robert A. Scott

Robert A. Scott